SUMMARY SHEET
BOARD OF HEALTH AND ENVIRONMENTAL CONTROL
MARCH 10, 2005

_____ACTION/DECISION

__X____INFORMATION

I.   **TITLE:**   Administrative and Consent Orders issued by Environmental Quality Control ("EQC").

II.   **SUBJECT:**   Administrative and Consent Orders issued during the period January 1, 2005, through January 31, 2005.

III. **FACTS:**   For the period January 1, 2005, through January 31, 2005, EQC issued twenty-two (22) Consent Orders with total assessed civil penalties in the amount of $84,696.75.   There was one (1) Emergency Order placed in force during this reporting period.   No penalty was assessed in the Emergency Order.

Unless otherwise specified, "Previous Orders" as listed in this report include orders issued by Environmental Quality Control programs within the last five (5) years.

Bureau	Administrative Orders	Assessed Penalties	Consent Orders	Assessed Penalties
Land & Waste Management				
Hazardous Waste	0	$ 0	2	$ 218.75
Solid Waste	0	0	3	11,000
UST Program	0	0	3	2,100
SUBTOTAL	0	0	8	$ 13,318.75
Water				
Drinking Water	0	$ 0	3	$ 2,800
Water Pollution	0	0	10	62,378
SUBTOTAL	0	$ 0	13	$ 65,178
Air Quality				
SUBTOTAL	0	$ 0	1	$ 6,000
TOTAL	**0**	**$ 0**	**22**	**$ 84,496.75**

ANALYSIS: During the reporting period, Solid Waste Enforcement issued two consent orders to two separate out-of-state radioactive waste transporters that transport waste to the Chem-Nuclear facility in Barnwell, South Carolina. One of the Consent Orders cited the Respondent for failure to package a shipment of radioactive waste in a manner that would prevent the release of radioactive waste into the shipping container and assessed a civil penalty of one thousand dollars ($1,000.00). The other Consent Order cited the Respondent for failure to package two shipments of radioactive waste in a manner that would prevent the release of radioactive waste into the shipping container and onto the shipping conveyance and assessed a civil penalty of four thousand dollars ($4,000.00). The violations resulted in no harm to the environment or to personnel, and both companies have submitted corrective action measures to prevent future violations.

Drinking Water Enforcement issued an Emergency Order to the owner of a water system that serves a residential subdivision for exceeding the maximum contaminant level for microbiological contaminants, failure to employ an operator to properly operate and maintain the system, and failure to repair a water line leak. The Order required the Respondent to repair the water line leak within 48 hours of receipt of the Order, disinfect and flush the water system, submit a list of names and addresses of the customers with service connections, and obtain an operator and a contract with a certified lab to conduct monitoring within 96 hours of receipt of the Order. To date, the Respondent has not complied with the Order requirements. The matter has been referred to the Department's legal office, which has filed a complaint in Circuit Court.

Water Pollution Enforcement issued a Consent Order to a School District that owns and operates a wastewater treatment facility serving a high school. The Order cited the Respondent for failure to provide an operator of proper grade to perform daily inspections, failure to collect required samples, and failure to report the analysis to the Department as required by its Land Application Permit. The Order assessed a civil penalty of twelve thousand two hundred seventy-eight dollars ($12,278.00). The Respondent has hired an operator of proper grade and has begun sampling in accordance with its permit.

Of the twenty-two (22) Consent Orders issued by EQC enforcement programs during the reporting period, the enforcement programs report, to date, that nineteen (19) Respondents have either complied with all requirements of the orders or are currently in compliance with schedules required in those orders.

Submitted by:

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Environmental Quality Control